

86TH CONGRESS
1ST SESSION

H. R. 6906

IN THE HOUSE OF REPRESENTATIVES

MAY 6, 1959

Mr. FOGARTY introduced the following bill; which was referred to the Committee on Interstate and Foreign Commerce

A BILL

To authorize a ten-year program of grants for construction of medical, dental, and public health educational facilities, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That this Act may be cited as the "Health Educational
4 Facilities Construction Act of 1959".

5 NATIONAL ADVISORY COUNCIL ON HEALTH EDUCATIONAL
6 AND RESEARCH FACILITIES

7 SEC. 2. Paragraph (1) of section 702 of the Public
8 Health Service Act is amended by inserting "Educational
9 and" immediately after "Health".

10 SEC. 3. (a) The heading of section 703 of the Public

1 Health Service Act is amended by striking out "RESEARCH
2 FACILITIES" and inserting in lieu thereof "EDUCATIONAL
3 AND RESEARCH FACILITIES".

4 (b) (1) The first sentence of subsection (a) of such
5 section is amended by striking out "Research Facilities"
6 and inserting in lieu thereof "Educational and Research
7 Facilities", by striking out "the Surgeon General of the
8 Public Health Service who shall be Chairman, and" and in-
9 serting in lieu thereof "the Surgeon General, who shall be
10 Chairman, the Commissioner of Education, and", and by
11 striking out "twelve" and inserting in lieu thereof "sixteen".

12 (2) The second sentence of such subsection is amended
13 by striking out "Four" and inserting in lieu thereof "Six"
14 and by striking out "eight" and inserting in lieu thereof
15 "ten".

16 (3) Clause (1) of the third sentence of such subsection
17 is amended by inserting "medical or dental schools or"
18 before "institutions". Clause (2) of such sentence is
19 amended by striking out "research" and inserting in lieu
20 thereof "research or teaching".

21 (c) Paragraphs (1) and (2) of subsection (b) of such
22 section 703 are amended by inserting immediately after
23 "this title", each time it appears, the following: "and title
24 VIII".

1 GRANTS FOR HEALTH EDUCATIONAL FACILITIES

2 SEC. 4. The Public Health Service Act (42 U.S.C.,
3 chapter 6A) is amended by adding at the end thereof the
4 following new title:

5 "TITLE VIII—HEALTH EDUCATIONAL FACILI-
6 TIES CONSTRUCTION PROGRAM

7 "SEC. 801. The Congress hereby finds and declares
8 that—

9 "(a) increased demand for health services and
10 health research necessitates the expansion and improve-
11 ment of existing health educational facilities;

12 "(b) steadily increasing tuition fees and increasing
13 contributions from private citizens, associations, funds,
14 and foundations and from the health professions them-
15 selves have proven insufficient to provide the necessary
16 capital funds required for such expansion and improve-
17 ment;

18 "(c) it is, therefore, the policy of the Congress to
19 provide funds for construction of health educational fa-
20 cilities for our public and nonprofit medical, dental, and
21 public health schools, thus insuring the continued pro-
22 duction of an adequate number of properly qualified and
23 trained physicians, dentists, teachers, and research
24 scientists.

"DEFINITIONS

"SEC. 802. As used in this title—

"(1) The term 'Council' means the National Advisory Council on Health Educational and Research Facilities established by section 703.

"(2) The terms 'construction' and 'cost of construction' include (A) the construction of new buildings and the expansion, remodeling, and alteration of existing buildings, including architects' fees in excess of amounts granted under section 803 (c) (3), but not including the cost of acquisition of land or off-site improvements, except in the case of existing structures suitable for use as health educational facilities, and (B) equipping new buildings and existing buildings, whether or not expanded, remodeled, or altered.

"(3) The term 'nonprofit', as applied to a school, means a school owned and operated by one or more nonprofit corporations or associations no part of the net earnings of which inures, or may lawfully inure, to the benefit of any private shareholder or individual.

"(4) The term 'medical school' includes two-year schools and means a school providing training leading to the degree of doctor of medicine or osteopathy, approved or accredited by a recognized body or bodies approved by the Surgeon General after he has obtained the advice and recommendation of the Council, except that a new school which

1 (by reason of no, or an insufficient, period of operation)
2 is not, at the time of application for a grant to construct a
3 facility under this title, eligible for accreditation by such a
4 recognized body or bodies, shall be deemed accredited for
5 purposes of this title if the Surgeon General finds, after con-
6 sultation with the appropriate accreditation body or bodies,
7 that there is reasonable assurance that the school will, upon
8 completion of such facility, meet the accreditation standards
9 of such body or bodies.

10 “(5) The term ‘dental school’ means a school which
11 provides training leading to the degree of doctor of dental
12 surgery, or an equivalent degree, approved or accredited by
13 a recognized body or bodies approved by the Surgeon Gen-
14 eral after he has obtained the advice and recommendation
15 of the Council.

16 “(6) The term ‘public health school’ means a school
17 which provides comprehensive professional training, special-
18 ized consultative services, and technical assistance in the
19 fields of public health and in the administration of State and
20 local public health programs.

21 “(7) The term ‘health educational facilities’ includes
22 educational and related research facilities in medicine, den-
23 tistry, and public health.

1 “AUTHORIZATION OF APPROPRIATIONS

2 “SEC. 803. (a) To assist in the construction of health
3 educational facilities, as provided in this title, there is hereby
4 authorized to be appropriated—

5 “(1) \$50,000,000 for the fiscal year beginning
6 July 1, 1959, and each of the four succeeding fiscal
7 years for grants for the expansion and improvement of
8 existing schools of medicine, dentistry, and public health;
9 and

10 “(2) \$100,000,000 for the period beginning July
11 1, 1959, and ending June 30, 1969, for grants for the
12 construction of new schools of medicine, dentistry, or
13 public health.

14 “(b) Sums appropriated pursuant to this section shall
15 remain available until expended.

16 “(c) No such grant shall be in excess of 50 per centum
17 of the cost of construction with respect to which it is made,
18 except that—

19 “(1) in the case of new schools, grants may be
20 made in an amount not to exceed $66\frac{2}{3}$ per centum of the
21 cost of construction; and

22 “(2) in the case of existing schools, grants may be
23 made in an amount not to exceed $66\frac{2}{3}$ per centum of
24 that portion of the costs of construction found by the

1 Surgeon General to be reasonably attributable to ex-
2 panded capacity for freshman enrollment; and

3 “(3) upon application of any medical, dental, or
4 public health school, a grant of not to exceed \$25,000
5 may be made for the purpose of preparing initial plans
6 with estimates for the proposed new construction.

7 “(c) In the case of existing schools, no grant or grants
8 shall be made to any one medical school in excess of \$3,-
9 000,000 or to any one dental or public health school in ex-
10 cess of \$1,000,000 for the total five-year program authorized
11 in this section, exclusive of amounts granted under subsec-
12 tion (b) (3) of this section.

13 “APPLICATIONS BY MEDICAL, DENTAL, AND PUBLIC
14 HEALTH SCHOOLS FOR GRANTS

15 “SEC. 804. Any new or existing public or nonprofit
16 medical, dental, or public health school desiring a grant
17 under this title may file an application therefor with the
18 Surgeon General for the fiscal year in which such grant is
19 desired. Such application shall contain such information as
20 the Surgeon General may by regulation prescribe and shall
21 contain adequate assurances that the school will be operated
22 as a public or nonprofit institution, and comply with all pro-
23 visions of this title and regulations promulgated pursuant
24 thereto.

1 "GRANTS FOR CONSTRUCTION

2 "SEC. 805. (a) The Surgeon General, in accordance
3 with regulations, and upon the recommendation of the Coun-
4 cil, shall determine from time to time the amount to be paid
5 to each medical, dental, or public health school from appro-
6 priations under section 803 and shall certify to the Secretary
7 of the Treasury the amounts so determined. Upon receipt
8 of any such certification, the Secretary of the Treasury shall,
9 prior to audit or settlement by the General Accounting
10 Office, pay in accordance with such certification.

11 "(b) Not to exceed 20 per centum of the amount of
12 any grant for a new school may, at the discretion of the
13 applicant, be allocated to permanent endowment for the cost
14 of maintenance of the new facility.

15 "REGULATIONS

16 "SEC. 806. All regulations under this title with respect
17 to payments to medical, dental, or public health schools shall
18 be made only after obtaining the advice and recommendation
19 of the Council.

20 "GENERAL PROVISIONS

21 "SEC. 807. Nothing in this title shall be construed as
22 authorizing any department, agency, officer, or employee of
23 the United States to exercise any control over, or prescribe
24 any requirements with respect to, the curriculum or admin-

1 istration of any medical, dental, or public health school, or
2 the admission of applicants thereto.”

3 TECHNICAL AMENDMENTS TO ACT OF JULY 1, 1944

4 SEC. 5. (a) The Act of July 1, 1944 (58 Stat. 682),
5 as amended, is hereby further amended by changing the
6 number of title VIII to title IX and by changing the num-
7 bers of sections 801 to 814, inclusive, and references thereto,
8 to sections 901 to 914, respectively.

9 (b) Section 1 of the Public Health Service Act is
10 amended to read as follows:

11 “SECTION 1. Titles I to VIII, inclusive, of this Act
12 may be cited as the ‘Public Health Service Act’.”